

Docket No.: H0075.70110US00
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Erwin Knott, et al.
Serial No.: 10/566,330
Confirmation No.: 5046
Filed: September 11, 2006
For: DISPLAY AND CONTROL DEVICE FOR MEDICAL EQUIPMENT
Examiner: Not Yet Assigned
Art Unit: 3743

Certificate of Electronic Filing Under 37 CFR 1.8
I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: 6/9/08

Signature: *Delina Andriolo* (Delina Andriolo)

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST TO CORRECT INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)


Pursuant to 37 C.F.R. §1.48(a), Applicant hereby requests that the inventorship of this application be corrected to add Dr. Andreas Hahn as a co-inventor. Accompanying this request are: 1) statements from Dr. Andreas Hahn that the error in inventorship occurred without deceptive intention on his part; 2) a Declaration signed by the actual inventors Erwin Knott, Ottmar Penka and Dr. Andreas Hahn; 3) the written consent of Sorin Group Deutschland GmbH, the assignee of the original named inventors; and 4) a check for the processing fee of \$130, pursuant to 37 C.F.R. §1.17(i).

If the Examiner has any questions regarding this submission, the Examiner is requested to call the Applicant's attorney at the telephone number listed below.

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If this submission is not considered timely filed and if a request for an extension of time is otherwise absent, Applicant hereby requests any necessary extension of time. If there is a further fee occasioned by this response, including an extension fee that is not covered by an enclosed fee, please charge any deficiency to Deposit Account No. 23/2825

Respectfully submitted,

By: 
James M. Hanifin, Jr., Reg. No. 39,213
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, Massachusetts 02210-2211
Telephone: (617) 646-8000

Docket No.: H0075.70110US00
Date: 6/9/08

DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)

Title of
Invention

DISPLAY AND CONTROL DEVICE FOR MEDICAL EQUIPMENT

As the below named inventor(s), I/we declare that:

This declaration is directed to:

☐ The attached application, or

☒ Application No. PCT/EP2004/008499 filed on 07/29/2004

☒ As amended on 4/25/2006 (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

All statements made herein of my/our own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR(S)

Inventor one: Erwin Knott Date: 05-23-2008

Signature:  Citizen of: Germany

Inventor two: Ottmar Penka Date: 05/13/2008

Signature:  Citizen of: Germany

☒ Additional inventors or a legal representative are being named on 1 additional form(s) attached hereto.

**DECLARATION FOR UTILITY OR DESIGN APPLICATION
USING AN APPLICATION DATA SHEET**

**ADDITIONAL INVENTOR(S)
Supplemental Sheet**
Page 1 of 1

Inventor three: Andreas Hahn Date: May 19th / 08

Signature:  Citizen of: Germany

Inventor four: _____ Date: _____

Signature: _____ Citizen of: _____

Inventor five: _____ Date: _____

Signature: _____ Citizen of: _____

Inventor six: _____ Date: _____

Signature: _____ Citizen of: _____

Inventor seven: _____ Date: _____

Signature: _____ Citizen of: _____

Inventor eight: _____ Date: _____

Signature: _____ Citizen of: _____

Inventor nine: _____ Date: _____

Signature: _____ Citizen of: _____

Inventor ten: _____ Date: _____

Signature: _____ Citizen of: _____

Inventor eleven: _____ Date: _____

Signature: _____ Citizen of: _____

Inventor twelve: _____ Date: _____

Signature: _____ Citizen of: _____

Inventor thirteen: _____ Date: _____

Signature: _____ Citizen of: _____

Inventor fourteen: _____ Date: _____

Signature: _____ Citizen of: _____

Supplemental Application Data Sheet

Application Information

Application number::	10/566,330
Filing Date::	<u>09/11/06</u>
Application Type::	Regular
Subject Matter::	Utility
Suggested Group Art Unit::	No
CD-ROM or CD-R?::	None
Number of CD disks::	None
Number of copies of CDs::	None
Sequence submission?::	None
Computer Readable Form (CRF)?::	No
Number of copies of CRF::	None
Title::	DISPLAY AND CONTROL DEVICE FOR MEDICAL EQUIPMENT
Attorney Docket Number::	H0075.70110US00
Request for Early Publication?::	No
Request for Non-Publication?::	No
Suggested Drawing Figure::	
Total Drawing Sheets::	6
Small Entity?::	Yes
Petition included?::	No
Petition Type::	
Secrecy Order in Parent Appl.?::	No

Applicant Information

Applicant Authority Type::	Inventor
Primary Citizenship Country::	Germany
Status::	Full Capacity

Given Name:: Erwin
Family Name:: Knott
City of Residence:: Poing
Country of Residence:: Germany
Street of mailing address:: Franz-von-Defregger-Strasse 12
City of mailing address:: Poing
Country of mailing address:: Germany
Postal or Zip Code of mailing address:: D-85586

Applicant Authority Type:: Inventor
Primary Citizenship Country:: Germany
Status:: Full Capacity
Given Name:: Ottmar
Family Name:: Penka
City of Residence:: ~~Muenchen~~ München
Country of Residence:: Germany
Street of mailing address:: Eugen-Loher-Strasse 8
City of mailing address:: ~~Muenchen~~ München
Country of mailing address:: Germany
Postal or Zip Code of mailing address:: D-81245

Applicant Authority Type:: Inventor
Primary Citizenship Country:: Germany
Status:: Full Capacity
Given Name:: Andreas
Family Name:: Hahn
City of Residence:: Berg
Country of Residence:: Germany
Street of mailing address:: Kapellenweg 11
City of mailing address:: Berg

Country of mailing address:: Germany

Postal or Zip Code of mailing address:: 82335

Correspondence Information

Correspondence Customer Number:: 23628

Representative Information

Representative Customer Number:: 23628

Domestic Priority Information

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This Application	National Stage of	PCT/EP2004/008499	07/29/04

Foreign Priority Information

Country::	Application number::	Filing Date::	Priority Claimed::
Germany	DE-10334516.7	07/29/03	Yes

Assignee Information

Assignee name::
Sorin Group Deutschland GmbH
Lindberghstrasse 25, D-80939
München, Germany

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Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450


Sir:

WRITTEN CONSENT OF ASSIGNEE PURSUANT TO 37 C.F.R. § 1.48(a)(5)

Sorin Group Deutschland GmbH, assignee of the above-identified U.S. patent application from the original named inventors, as indicated on the attached Statement Under 37 CFR 3.73(b), hereby gives its written consent to add inventor Dr. Andreas Hahn in the above-identified application pursuant to the accompanying Request to Correct Inventorship under 37 CFR § 1.48(a).

Respectfully submitted,
Sorin Group Deutschland GmbH

Date: May 19th / 08

By: 
Print Name: Dr. Andreas Hahn
Print Title: General Manager

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Sorin Group Deutschland GmbH

Application No./Patent No.: 10/566330 Filed/Issue Date: September 11, 2006

Entitled: DISPLAY AND CONTROL DEVICE FOR MEDICAL EQUIPMENT

Sorin Group Deutschland GmbH, a Corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
(The extent (by percentage) of its ownership interest is _____ %)

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment from the originally named inventors was recorded in the United States Patent and Trademark Office at Reel 018265, Frame 0472, and a copy of the assignment from the added inventor is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Andreas Hahn
Signature

May 19th 08
Date

Andreas Hahn
Printed or Typed Name

00498932301113
Telephone Number

General Manager
Title

ASSIGNMENT

For good and valuable consideration, the receipt of which is hereby acknowledged, I the undersigned Assignor hereby:

1. Sell, assign and transfer to Sorin Group Deutschland GmbH, a German corporation having a place of business at Lindberghstrasse 25, D-80939 München, Germany, its successors, assigns and legal representatives, all hereinafter referred to as the Assignee, my entire right, title and interest for the United States and all foreign countries, in and to any and all inventions and designs which are disclosed in the application for United States Letters Patent filed in the United States Patent and Trademark Office on January 27, 2006, under No. 10/566,330, which is the U.S. National Phase of International Application No. PCT/EP2004/008499, filed on July 27, 2006, bearing Attorney Docket No. H0075.70110US00, and entitled DISPLAY AND CONTROL DEVICE FOR MEDICAL EQUIPMENT, and in and to said application and all non-provisional, divisional, continuing, substitute, renewal, reissue and all other applications for Letters Patent, utility models, industrial designs or similar intellectual property rights which have been or shall be filed in the United States, internationally, and in any foreign country on any of said inventions; and in and to all original and reissued patents which have been or shall be issued in the United States or any other jurisdiction on said inventions, including the right to apply for patent rights in each foreign country and all rights to priority;
2. Agree that said Assignee may apply for and receive Letters Patent and utility model and industrial design registrations for said inventions in its own name; and when requested, without charge to but at the expense of said Assignee, I agree to carry out in good faith the intent and purpose of this assignment, by executing all non-provisional, divisional, continuing, substitute, renewal, reissue, and all other patent, utility model and industrial design applications on any and all said inventions, by executing all rightful oaths, assignments, powers of attorney and other papers, by communicating to said Assignee all facts known to me relating to said inventions and the history thereof, and generally by doing everything reasonably possible which said Assignee shall consider desirable for aiding in securing and maintaining proper protection for said inventions and for vesting title to said inventions and all applications for patents and all patents on said inventions, in said Assignee;
3. Request the Honorable Director of the United States Patent and Trademark Office to issue said Letters Patent to said Assignee;
4. Authorize and request Wolf, Greenfield & Sacks, P.C. to supply any missing patent/application identification information or correct any errors in the patent/application identification information provided above, whether discovered prior to or after recordation;
5. Covenant with said Assignee that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by me and that full right to convey the same as herein expressed is possessed by me; and
6. Appoint Assignee, through its designee, my attorney-in-fact to execute, in my name and on my behalf, any and all documents required to effectuate this Assignment, specifically including, but not limited to, those documents specified above and any necessary corrective assignments.

Date:

May 19th/08

Signature:

A handwritten signature in black ink, appearing to read 'A. Hahn', written over a horizontal line.

Andreas Hahn

Kapellenweg 11

Berg 82335

GERMANY

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STATEMENT OF DR. ANDREAS HAHN

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

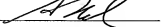
Dear Sir:

I, Dr. Andreas Hahn, state the following:

There was an error in omitting me as an inventor in the above-identified patent application, and this error occurred without deceptive intent on my part.

I hereby declare that all statements herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the patent issued thereon.

Date: May 19th / 08

Signature: 

Dr. Andreas Hahn